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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10
11 UNITED STATES OF AMERICA,) CASE NO. CR-96-0088-GEB DAD
12 Plaintiff/Respondent,)
13 v.) **STIPULATION AND
14 CALS IFENATOURA,) ORDER REGARDING BRIEFING
15 Defendant/Movant.) SCHEDULE**
16) Hearing Date: None
17) Judge: Hon. D.A. Drozd

STIPULATION

18 Plaintiff/respondent United States of America and
19 defendant/movant Ifenatuora, by and through their counsel of record,
20 hereby stipulate as follows:

- 21 1. The Court has ordered the parties to submit briefing in
22 connection with movant's November 8, 2010 second amended writ of
23 error coram nobis alleging that movant received ineffective
24 assistance of counsel in connection with his 1996 plea of guilty to
25 access device fraud. Plaintiff's response is presently due December
26 31, 2010, and movant's optional traverse is due 30 days from the date
27 of plaintiff's response. C.R. 106.
- 28 2. Plaintiff has commenced an investigation of movant's claims and

1 preparation of a response. Among other things, plaintiff is in the
2 process of attempting to locate law enforcement records related to
3 the underlying case which, if they exist, are archived out of state.
4 Plaintiff needs additional time to retrieve these records, examine
5 the records (should they still exist), research various legal issues
6 related to movant's claims, and prepare its response.

7 3. The parties agree that plaintiff may have a continuance through
8 and including January 31, 2011, to file its response, and that
9 movant's optional traverse will be due within 30 days from the filing
10 of plaintiff's response.

11 Date: 21 December 2010

Respectfully submitted,

12 BENJAMIN B. WAGNER
United States Attorney

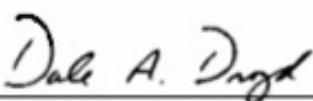
13 _____
14 /s/ Tice-Raskin
15 S. ROBERT TICE-RASKIN
Assistant United States Attorney
Counsel for Plaintiff

16
17 _____
18 /s/ Krista Hart¹
KRISTA HART
Counsel for Defendant

19 **ORDER**

20 IT IS SO ORDERED.

21 DATED: December 21, 2010.

22 
23 _____
24 DALE A. DRAGO
UNITED STATES MAGISTRATE JUDGE

25 ddad1:
26 ifen0088.stip.o

27 _____
28 ¹Ms. Hart authorized government counsel to execute this
stipulation on her behalf on 21 December 2010.